

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

UNITED STATES OF AMERICA

PLAINTIFF

v.

No. 4:06CR00140 JLH

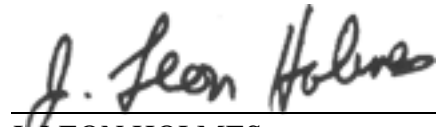
REGINALD DAVID SMITH

DEFENDANT

ORDER

On August 11, 2008, the Court convened for a hearing on the petition filed by Reginald David Smith for relief under 28 U.S.C. § 2255. Mr. Smith was in the courtroom and was accompanied by his lawyer, Patrick J. Benca. Mr. Benca announced that Mr. Smith had decided to withdraw his petition for relief. Mr. Smith informed the Court, under oath, that he wished to withdraw his petition. Therefore, the petition is dismissed without prejudice.

IT IS SO ORDERED this 11th day of August, 2008.



J. LEON HOLMES
UNITED STATES DISTRICT JUDGE